

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MICHAEL RUBIN,

Plaintiff,

v.

MF GLOBAL, LTD., ET AL.,

Defendants.

Civil Action No. 08-CV-2233 (VM)

**MOTION OF MASSACHUSETTS LABORERS' PENSION FUND  
FOR APPOINTMENT AS LEAD PLAINTIFF AND  
APPROVAL OF ITS SELECTION OF COUNSEL AS LEAD COUNSEL**

Massachusetts Laborers' Pension Fund ("Mass Laborers"), by its counsel, hereby respectfully moves this Court to: (i) be appointed Lead Plaintiff in the consolidated securities class action; and (ii) approve its selection and retention of Berman DeValerio Pease Tabacco Burt & Pucillo as Lead Counsel and Bernstein Litowitz Berger & Grossmann LLP as Liaison Counsel.

In support of this Motion, Mass Laborers submits herewith a Memorandum of Law, the Declaration of Jeffrey C. Block with accompanying exhibits, and a Proposed Order.

Dated: May 9, 2008

Respectfully submitted,

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